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REMARKS

The foregoing amendment amends Claims 1 and 8, cancels Claim 9, and adds Claims 10 and 11, so that Claims 1, 2, 4-8, 10 and 11 are pending in the application, with Claims 4, 6, and 7 being withdrawn.

The Claims Satisfy the Written Description Requirement

The Examiner rejected Claims 1, 2, 5 and 9 under 35 U.S.C. § 112, first paragraph alleging that the claims fail to comply with the written description requirement since the specification does not describe that the length of the heat exchanger tubes of the larger heat exchanger is longer than the length of the heat exchanger tubes of the frontmost heat exchanger. Claims 1 and 8 previously recited that the combined length of the heat exchanger tubes and the header pipes of the larger heat exchanger is longer than the combined length of the heat exchanger tubes and the header pipes of the frontmost heat exchanger, which is illustrated by Figure 1B. The foregoing amendment to Claims 1 and 8 clarifies that the length of the header pipes of the larger heat exchanger is longer than the length of the header pipes of the frontmost heat exchanger. This aspect of the invention is illustrated *inter alia* by Figures 1A and 1B.

The Claims are Patentable Over the Cited References

Claims 1 and 8 have been amended to recite that a bracket fixes the reservoir to the header pipe of the larger heat exchanger and that the bracket extends towards the header pipe of the frontmost heat exchanger in an area beyond the overlap between the larger heat exchanger and the frontmost heat exchanger. This aspect of the invention is illustrated *inter alia* by Figures 1A and 1B, which illustrate that the bracket is attached to the header pipe of the larger heat exchanger so that the bracket extends towards the header pipe of the frontmost heat exchanger, but is not covered by the header pipe of the frontmost heat exchanger.

The Examiner rejected Claim 9, which recited a bracket, under 35 U.S.C. § 103(a) as being unpatentable over JP 2002-5923 ("Hirano") and U.S. Pat. No. 6,595,272 to Uchikawa

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("Uchikawa"), and further in view of U.S. Pat. No. 5,159,821 to Nakamura (Nakamura). The Examiner admitted that Hirano and Uchikawa do not describe a bracket, but alleged that Nakamura describes a bracket. Figures 5 and 6 of Nakamura illustrate brackets 26 that attach a tank 2 to a header pipe 3. Nakamura does not illustrate two heat exchangers having header pipes of different lengths and thus, does not describe a bracket attached to the header pipe of one heat exchanger which extends towards the header pipe of the other heat exchanger beyond the overlap between the two heat exchangers. Since Nakamura does not describe the claimed bracket, the combination does not describe the invention of amended Claims 1 and 8.

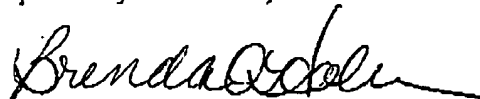
Claims 2, 5 and 10 depend from Claim 1 and Claim 11 depends from Claim 8. The dependent claims are patentable over the cited references for at least the same reasons as the independent claims.

CONCLUSION

The foregoing is submitted as a complete response to the Office Action identified above. This application should now be in condition for allowance, and the Applicants solicit a notice to that effect. If there are any issues that can be addressed via telephone, the Examiner is asked to contact the undersigned at 404.685.6799.

No fee is believed to be due. If a fee is due, the Commissioner is authorized to charge such fee and any additional fees that may be due or credit any overpayment to Deposit Account No. 11-0855.

Respectfully submitted,



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